Case 1:24-cr-00269-AT Dog

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UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- V. -

CONSENT PRELIMINARY ORDER

OF FORFEITURE/

MONEY JUDGMENT

KENDELL JONES,

24 Cr. 269 (AT)

Defendant.

WHEREAS, on or about May 2, 2024, KENDALL JONES (the "Defendant"), and another, was charged in an seven-count Indictment, S1 24 Cr. 269 (AT) (the Indictment"), with conspiracy to commit Hobbs Act robbery in violation of Title 18, United States Code, Section 1951 (Count One); Hobbs Act robbery, in violation of Title 18, United States Code, Sections 1951 and 2 (Counts Two and Four); firearms use, carrying and possession, in violation of Title 18, United States Code, Sections 924(c)(1)(A)(i),(ii) and 2 (Counts Three and Five); attempted Hobbs Act robbery, in violation of Title 18, United States Code, Sections 1951 and 2 (Count Six); and possession of a firearm after a felony conviction, in violation of Title 18, United States Code, Section 922(g)(1) (Count Seven);

WHEREAS, the Indictment included a forfeiture allegation as to Counts One, Two, Four and Six of the Indictment, seeking forfeiture to the United States, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c) of any and all property, real and personal, that constitutes or is derived from proceeds traceable to the commission of the offenses charged in Counts One, Two, Four and Six of the Indictment, including but not limited to, a sum of money in United States currency representing the amount of proceeds traceable to the commission of the offenses charged in Counts One, Two, Four and Six of the Indictment;

WHEREAS, on or about February 18, 2025, the Defendant pled guilty to Counts One and Five of the Indictment, pursuant to a plea agreement with the Government, wherein the Defendant admitted the forfeiture allegation with respect to Count One of the Indictment and agreed to forfeit, to the United States, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), a sum of money in United States currency, representing proceeds traceable to the commission of the offense charged in Count One of the Indictment;

WHEREAS, the Defendant consents to the entry of a money judgment in the amount of \$2,000 in United States currency representing the amount of proceeds traceable to the offense charged in Count One of the Indictment that the Defendant personally obtained, for which the Defendant is jointly and severally liable with his co-defendant, Peter Showers (the "Co-defendant") to the extent a forfeiture money judgment is entered against the Co-defendant for the offense charged in Count One of the Indictment; and

WHEREAS, the Defendant admits that, as a result of acts and/or omissions of the Defendant, the proceeds traceable to the offense charged in Count One of the Indictment that the Defendant personally obtained, cannot be located upon the exercise of due diligence.

IT IS HEREBY STIPULATED AND AGREED, by and between the United States of America, by its attorney Jay Clayton, United States Attorney, Assistant United States Attorney Brandon D. Harper, of counsel, and the Defendant and his counsel, Margaret Shalley, Esq., that:

1. As a result of the offense charged in Count One of the Indictment, to which the Defendant pled guilty, a money judgment in the amount of \$ 2,000 in United States currency (the "Money Judgment"), representing the amount of proceeds traceable to the offense charged in Count One of the Indictment that the Defendant personally obtained, for which the Defendant is

jointly and severally liable with his Co-defendant, to the extent a forfeiture money judgment is entered against the Co-Defendant for the offense charged in Count One of the Indictment, shall be entered against the Defendant.

- 2. Pursuant to Rule 32.2(b)(4) of the Federal Rules of Criminal Procedure, this Consent Preliminary Order of Forfeiture/Money Judgment is final as to the Defendant KENDALL JONES, and shall be deemed part of the sentence of the Defendant, and shall be included in the judgment of conviction therewith.
- 3. All payments on the outstanding money judgment shall be made by postal money order, bank or certified check, made payable, in this instance, to the United States Marshals Service, and delivered by mail to the United States Attorney's Office, Southern District of New York, Attn: Illicit Finance and Money Laundering Unit, 26 Federal Plaza, 38th Floor, New York, New York 10278 and shall indicate the Defendant's name and case number.
- 4. The United States Marshals Service is authorized to deposit the payments on the Money Judgment into the Assets Forfeiture Fund, and the United States shall have clear title to such forfeited property.
- 5. Pursuant to Title 21, United States Code, Section 853(p), the United States is authorized to seek forfeiture of substitute assets of the Defendant up to the uncollected amount of the Money Judgment.
- 6. Pursuant to Rule 32.2(b)(3) of the Federal Rules of Criminal Procedure, the United States Attorney's Office is authorized to conduct any discovery needed to identify, locate or dispose of forfeitable property, including depositions, interrogatories, requests for production of documents and the issuance of subpoenas.

- The Court shall retain jurisdiction to enforce this Consent Preliminary Order 7. of Forfeiture/Money Judgment, and to amend it as necessary, pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure.
- The signature page of this Consent Preliminary Order of Forfeiture/Money 8. Judgment may be executed in one or more counterparts, each of which will be deemed an original but all of which together will constitute one and the same instrument.

AGREED AND CONSENTED TO:

JAY CLAYTON

United States Attorney for the Southern District of New York

By:

BÍRÁNDON D. HARPER

Assistant United States Attorney

26 Federal Plaza

New York, NY 10278

(212) 637-2209

KENDELL JONES

By:

ENDELL JONES

By:

MARGARET SHALLEY . E

Attorney for Defendant 225 Broadway Suite 715

New York, NY 10007

SO ORDERED:

HONORABLE ANALISA TORRES

UNITED STATES DISTRICT JUDGE

July 7, 2025 DATE